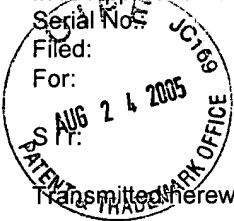


AF  
JWMail Stop: AF  
COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450In re Application of: Chih-Ming CHEN, et al.  
Serial No.: 10/603,254  
Filed: June 25, 2003  
For: HMG-COA REDUCTASE INHIBITOR EXTENDED RELEASE FORMULATIONTransmitted herewith is a **Response** in the above-identified application.

- ☐ Small entity status under 37 C.F.R. 1.9 and 1.27 has been previously established.  
☐ Applicants assert small entity status under 37 C.F.R. 1.9 and 1.27.  
☒ No fee for additional claims is required.  
☐ A filing fee for additional claims calculated as shown below, is required:

(Col. 1) (Col. 2)		SMALL ENTITY		LARGE ENTITY	
FOR:	REMAINING HIGHEST	RATE	FEE	OR	RATE FEE
AFTER	PREVIOUSLY PRESENT				
AMENDMENT	PAID FOR EXTRA				
TOTAL CLAIMS	* 11 Minus** 20 = 0	x \$ 9		x \$ 18	
INDEP. CLAIMS	* 1 Minus*** 7 = 0	x \$ 42		x \$ 84	
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM		+ \$ 140		+ \$ 280	

TOTAL: \$ OR TOTAL: \$

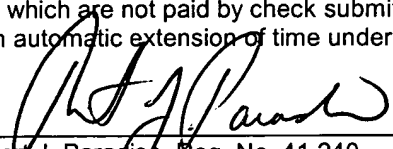
- \* If the entry in Co. 1 is less than the entry in Col. 2, write "0" in Col. 3.  
 \*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.  
 \*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

- ☐ Also transmitted herewith are:  
☐ Petition for Two (2) Month Extension under 37 C.F.R. 1.136  
☐ Other:

- ☐ Check(s) in the amount of \$ 0.00 is/are attached to cover:  
☐ Filing fee for additional claims under 37 C.F.R. 1.16  
☐ Petition fee for Month Extension under 37 C.F.R. 1.136  
☐ Other:

☒ The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.

- ☒ Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.  
☒ Any patent application processing fees under 37 C.F.R. 1.17.  
☒ Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.

  
 Robert J. Paradiso, Reg. No. 41,240  
 DAVIDSON, DAVIDSON & KAPPEL, LLC  
 485 Seventh Avenue, 14<sup>th</sup> Floor  
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 Tel: (212) 736-1940  
 Fax: (212) 736-2427

I hereby certify that this correspondence and/or documents referred to as attached therein and/or fee are being deposited with sufficient postage to the United States Postal Service as "first class mail" in an envelope addressed to Mail Stop: AF "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on August 22, 2005.  
 DAVIDSON, DAVIDSON & KAPPEL, LLC

BY:

Elizabeth Pietrowski



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Chih-Ming CHEN, et al.  
Serial No.: 10/603,254  
Filed: June 25, 2003  
For: **HMG-COA REDUCTASE INHIBITOR  
EXTENDED RELEASE FORMULATION**  
Examiner: Gollamudi, Sharmila S.  
Art Unit: 1616  
Docket No.: 300.1003CON

**RESPONSE**

Mail Stop: AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

August 22, 2005

Sir:

In response to the Office Action mailed May 20, 2005, please amend the above-identified application as follows:

**Amendments to the Specification** begin on page 2 of this paper

**Amendments to the Claims** are reflected in the listing of claims which begins on page 3 of this paper.

**Remarks** begin on page 6 of this paper.